IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 14664 of 2004

Between:

Smt. Subba Ratnamma, W/o. Narayana Rao,
Peddabogulapally, C.S. Puram Mandal,
Prakasam District.

..... PETITIONER

AND

1 The Revenue Divisional Officer (Civil Supplies) Kandukuru Division, Kandukur, Prakasam District.
2 The Mandal Revenue Officer, C.S. Puram Mandal, Prakasam District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ in the nature of mandamus or any appropriate writ or order declaring the action of respondents in not supplying the Essential Commodities to the petitioner for distributing the same to the Card holders is illegal, arbitrary, unconstitutional.

Counsel for the Petitioner:MR.KOTI REDDY IDAMAKANTI

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following :

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ORDER:

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The petitioner was appointed as a temporary fair price shop dealer. Her contention is that, even while the authorization is subsisting, she was denied the supply of essential commodities.

Heard the learned counsel for the petitioner and learned Government Pleader for Civil Supplies.

Irrespective of the fact whether the appointment of a fair price shop dealer is temporary, or permanent in nature, as long as the same is in force, the authorities cannot deny supply of essential commodities.

On 18-08-2004, when the writ petition came up for admission, this Court passed an interim order, directing that the respondents shall release the essential commodities to the petitioner, as long as she holds valid authorization. It is not represented by the respondents, either that the petitioner ceased to be the fair price shop dealer, or that her authorization has been suspended or cancelled.

In that view of the matter, the writ petition is disposed of, directing that the respondents shall release the essential commodities, on usual terms, to the petitioner, as long as the authorization, in her favour, is subsisting. There shall be no order as to costs.

L. NARASIMHA REDDY, J.

Dt.07-12-2004

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To

1 The Revenue Divisional Officer (Civil Supplies) Kandukuru Division, Kandukur, Prakasam District.
2 The Mandal Revenue Officer, C.S. Puram Mandal, Prakasam District.

3. 2 CCs to G.P. for Civil Supplies, High Court of A.P., High Court

Buildings, Hyderabad (OUT).

4. 2 C.D copies.